



Employees' Retirement Board of Rhode Island
Special Meeting Minutes
Friday, April 5, 2013
11:00 a.m.
2nd Floor Conference Room, 50 Service Avenue

The Special Meeting of the Retirement Board was called to order at 11:10 a.m. Friday, April 5, 2013, in the 2nd Floor Conference Room, 50 Service Avenue, Warwick, RI.

I. Roll Call of Members

The following members were present at roll call: General Treasurer Gina M. Raimondo; Daniel L. Beardsley; Frank R. Benell, Jr.; Michael R. Boyce; Richard A. Licht; John P. Maguire; John J. Meehan; Thomas A. Mullaney and Claire M. Newell.

Also in attendance: Frank J. Karpinski, ERSRI Executive Director; Attorney Michael P. Robinson, Board Counsel.

Recognizing a quorum, Treasurer Raimondo called the meeting to order.

II. Discussion regarding *Bouchard vs. Central Coventry Fire District*; K.B. No. 12-1150

Treasurer Raimondo expressed her thanks to the Board for their diligence in coordinating schedules to be present at today's Special Board Meeting relative to the Central Coventry Fire District issue.

Due to pending litigation involving the Board, Treasurer asked that there be a motion to go into Executive Session.

On a motion by Richard A. Licht and seconded by Frank R. Benell, Jr., it was unanimously

VOTED: To convene the Board in Executive session pursuant to Rhode Island General Laws section §42-46-5 (a)(2), to discuss pending litigation that affects the Board and the Municipal Employees Retirement System regarding *Bouchard vs. Central Coventry Fire District*; K.B. No. 12-1150

[Executive Session]

The Board thereafter convened in executive session.

[Return to Open Session]

Upon returning to open session, the Board noted for the record that the following votes had been taken in executive session:

A motion was made by John P. Maguire and seconded by Michael R. Boyce to authorize the Board's counsel to file motions to establish the priority of MERS's claim, and to compel a tax levy to satisfy the district's indebtedness to MERS. A roll call was taken to authorize Attorney Robinson to proceed with said motions, and the following members were present and voted Yea: General Treasurer Gina M. Raimondo; Daniel L. Beardsley; Frank R. Benell, Jr.; Michael R. Boyce; Richard A. Licht; John P. Maguire;

John J. Meehan; Thomas A. Mullaney and Claire M. Newell. There being 9 votes cast, 9 voted in the affirmative, consistent with Rhode island General Laws §36-8-6, Votes of the Board – *Record of Proceedings*, there being a majority vote of the members present and voting at which a quorum is present, it was then unanimously

VOTED: To authorize the Board’s counsel to file motions to establish the priority of MERS’ claim, and to compel a tax levy to satisfy the district’s indebtedness to the Municipal Employees’ Retirement System.

A motion was made by John P. Maguire and seconded by Thomas A. Mullaney to seal the minutes of the executive session of April 5, 2013, consistent with RIGL §42-46-5 (a)(2) of the Rhode Island General Laws, as the discussions involved attorney/client communications related to pending litigation affecting the Board. A roll call was taken, and the following members were present and voted Yea: General Treasurer Gina M. Raimondo; Daniel L. Beardsley; Frank R. Benell, Jr.; Michael R. Boyce; Richard A. Licht; John P. Maguire; John J. Meehan; Thomas A. Mullaney and Claire M. Newell. There being 9 votes cast, 9 voted in the affirmative, consistent with Rhode island General Laws §36-8-6, Votes of the Board – *Record of Proceedings*, there being a majority vote of the members present and voting at which a quorum is present, it was then unanimously

VOTED: To seal the executive session minutes.

A motion was made by Richard A. Licht and seconded by Frank R. Benell, Jr. to exit executive session and return to open session.

A roll call was taken to return to open session, and the following members were present and voted Yea: General Treasurer Gina M. Raimondo; Daniel L. Beardsley; Frank R. Benell, Jr.; Michael R. Boyce; Richard A. Licht; John P. Maguire; John J. Meehan; Thomas A. Mullaney and Claire M. Newell. There being 9 votes cast, 9 voted in the affirmative, consistent with Rhode island General Laws §36-8-6, Votes of the Board – *Record of Proceedings*, there being a majority vote of the members present and voting at which a quorum is present, it was then unanimously

VOTED: To exit executive session and return to open session.

III. Adjournment

There being no other business to come before the Board, on a motion by Daniel L. Beardsley and seconded by John P. Maguire, the meeting adjourned at 12:16 p.m.

Respectfully submitted,

Frank J. Karpinski
Executive Director